

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Debtor,

IRVING H. PICARD, Trustee for the Liquidation of  
Bernard L. Madoff Investment Securities LLC,

Adv. Pro. No. 10-04469 (CGM)

Plaintiff,

v.

CAROL L. KAMENSTEIN, individually and in  
her capacity as joint tenant,

DAVID R. KAMENSTEIN, individually and in his  
capacity as joint tenant,

SLOAN G. KAMENSTEIN, and

TRACY D. KAMENSTEIN,

Defendants.

**STIPULATION AND ORDER REGARDING BRIEFING SCHEDULE ON  
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT AND PLAINTIFF'S  
CROSS-MOTION FOR SUMMARY JUDGMENT**

The plaintiff and defendants by and through their respective, undersigned counsel (collectively, the “Parties”), state as follows:

**WHEREAS**, on September 30, 2020, counsel for the Parties appeared for a Rule 7056-1(a) pre-motion conference before the Court pursuant to the notice of final pretrial conference filed on September 2, 2020 [ECF No. 95], and to consider Defendants’ letter, dated September 4, 2020, requesting leave to file a motion for summary judgment [ECF No. 97], and Plaintiff’s letter, dated September 8, 2020 [ECF No. 98], responding to Defendants’ letter; and the Court granted leave to file a motion for summary judgment; and

**WHEREAS** on November 4, 2020, the Court granted leave to Plaintiff to file a cross-motion for summary judgment; and

**WHEREAS** on November 4, 2020, the above-reference case was reassigned from Judge Stuart M. Bernstein to Judge Cecelia G. Morris [ECF No. 102];

**NOW, THEREFORE**, the Parties agree and stipulate to the following:

1. The Defendants shall file and serve their motion for summary judgment on or before **November 25, 2020**.
2. The Plaintiff shall file and serve his opposition to Defendants’ motion for summary judgment and cross-motion for summary judgment on or before **December 23, 2020**.
3. The Defendants shall file their reply in support of their motion for summary judgment, and opposition to the Trustee’s cross-motion on or before **January 8, 2021**.
4. The Plaintiff shall file his reply to Defendants’ opposition to his cross-motion on or before **January 22, 2021**.

5. The Parties shall appear for a hearing on the motions on **January 27, 2021 at 10:00 a.m.**

Dated: New York, New York  
November 24, 2020

/s/ Nicholas J. Cremona  
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Liquidation of Bernard L. Madoff  
Investment Securities LLC  
and the Chapter 7 Estate of Bernard L. Madoff*

*Attorneys for Defendants*